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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/723,456	11/26/2003	Paul R. Sharps	1002	5958
7590 06/01/2005			EXAMINER	
Casey Toohey 1600 Eubank B	Emcore Corporation Roulevard SE			
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Please find below and/or attached an Office communication concerning this application or proceeding.



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Notice of Non-Compliant Amendment (37 CFR 1.121)			
37 CFR correcte	endment document filed on		
THE FO	DLLOWING CHECKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT: 1. Amendments to the specification: A. Amended paragraph(s) do not include markings. B. New paragraph(s) should not be underlined. C. Other		
	2. Abstract: A. Not presented on a separate sheet. 37 CFR 1.72. B. Other		
	3. Amendments to the drawings:		
For furth	4. Amendments to the claims: A. A complete listing of <u>all</u> of the claims is not present. B. The listing of claims does not include the text of all pending claims (including withdrawn claims) C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following 7 status identifiers: (Original), (Currently amended), (Canceled), (Withdrawn), (Previously presented), (New) and (Not entered). D. The claims of this amendment paper have not been presented in ascending numerical order. E. Other: E. Other: Previously presented by 37 CFR 1.121, see MPEP Sec. 714 and the USPTO website at two uspto gov/web/offices/pac/dapp/opla/preognotice/officeflyer.pdf.		
this lette non-entr changes	on-compliant amendment is a PRELIMINARY AMENDMENT , applicant is given ONE MONTH from the mail date of ser to supply the corrected section which complies with 37 CFR 1.121. Failure to comply with 37 CFR 1.121 will result in y of the preliminary amendment and examination on the merits will commence without consideration of the proposed in the preliminary amendment(s). This notice is not an action under 35 U.S.C. 132, and this ONE MONTH time limit stendable.		
since the	on-compliant amendment is a reply to a NON-FINAL OFFICE ACTION (including a submission for an RCE), and a amendment appears to be a bona fide attempt to be a reply (37 CFR 1.135(c)), applicant is given a TIME PERIOD of ONTH from the mailing of this notice within which to re-submit the corrected section which complies with 37 CFR 1.121 to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).		
If the an	nendment is a reply to a FINAL REJECTION, this form may be an attachment to an Advisory Action. The period for		

response to a final rejection continues to run from the date set in the final rejection, and is not affected by the non-compliant

Rev. 6/04

status of the amendment.

Legal Instruments Examiner